G. R. S. IX-5]

Previous references.
LR 11-92

1903-04
~~191~~
(L.B)

File No. 23-03.

Serial Nos. 1-3

Later references.
LR 11.50-28, 11.51-6.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-3

In Part B for December 1903 Jan 04

SUBJECT.

Levy of uniform rates of fines on Cattle impounded in Chickkumagalur and Kirumagalur Cattle-Pounds

H. E. H. the Maharajah's Secretariat
Revenue Secretariat

~~Office of the Dewan of Mysore.~~

File No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Rev V L.B 23

Office Note.

Branch Local Boards

Subject

Levy of Uniform rates of Taxes on Cattle impounded in the Chikmagalur and Hirematalur Cattle Pounds.

Proc^dgs No 176 dy 10.9.03.

H A & Also Proc^dgs

Under Proc^d Notn No 15-284 & dy 3/5-92 15th March 1894 Cattle seized and impounded in the undermentioned localities in the Kadur District are subjected to double the ordinary rates of Taxes

The Whole of Koppa, and Mudigere Talukhs the Vastara Chikmagalur and Bidarwad Hobli of the Chikmagalur Taluk and the Lingadahalli Hobli of the Tarikere Taluk

2 Hirematalur was brought into the Municipal limits of Chikmagalur under Govt Proc^gs No 1136-7 dy 5th Feby 1903. L-dy 157-03 & the Cattle at Hiremagalur which forms a portion of the

the Mandl Hobli of the Chikmagalur Taluk. Fines are being levied at the ordinary rates

3. The President states that the levy of two different rates of fines at the two pounds in the Municipal limits, and Solicits as resolved by the Board, to the introduction of the special rate of fines to the Municipal Cattle pound The President reports that the agriculturists of Hiremagalur and its adjoining villages are agreeable to the proposal

of the same Municipal limits Chikmagalur

4. Proviso to Sec 12 of the Cattle Trespass Act runs as follows.

" When it appears to the Govt of Mysore from the report of a Magistrate of a District or on the representation of a local authority that, in any local area subject to the jurisdiction or control of such Magistrate or authority, cattle are habitually allowed to trespass and damage crops or other produce thereon, the Govt of Mysore may, by notification in the official Gazette direct that for every head of cattle of any

them specified amounts which may be levied within such local area and impounded as aforesaid the Pound Keeper shall levy such fine not exceeding double the fine mentioned in the foregoing Scale, as may be prescribed in the Notification."

5 The Presidents' recommendations made on the ground that there should not be two rates of fines in the cattle pounds within the Municipal limits, and that cattle are habitually allowed to trespass on land and damage crops or other produce thereon at Hirewagalu and its adjoining villages

6 submitted for orders as to whether the Presidents' proposals may nevertheless be sanctioned

D.J.
16.10.03.

20/10/03

There is a petition received against this proposal. Please get & put it with this file.

26/10/03

26.10.10

3/75-92

The petition, referred to, by the

cw 7.29/8/03

Secretary, was from the ~~inhabitants~~ of Heremagalur which was included within the municipal limits of Chitlmagalore under G. O dated 5-2-03. The petitioners complained that the enhanced rate of hire proposed by the President was unjust and unreasonable as their village is a thoroughly Malnad place, and the crops grown therein are not so valuable as those in Malnad and prayed that the cattle pound now existing in the village may be ordered to be removed to some other village if Govt cannot but alter the existing rates ~~as now existing~~ hire he petition was returned ~~to the~~ as being unstamped and unaccompanied by the order appealed against. There is much to be said for the petitioners. Submitted for orders -

Dy 14/11/03

18/11/03

23/11/3

The petitioners through the 2nd Councillor have no objection to the different rates being levied, one at Chitlmagalore and the other at Heremagalur as both these places have markets

23/11/3

5

recent orders be extended
within municipal limits -
The question is not one of
municipal usage but of necessity
for enhancing the value of
Municipal property on grounds
recognized by law. This may
be pointed out to the President
and a further expression
of the Board's opinion called for -
The President's attention may
be invited to the petition
referred to above -

25/11/03

14297
26.11.03
A.D.K.J.
OK
28.11.03
Rec 30.11.03
Draft cd 30.11.03

Yes I will
27.11.03

The

The above order was com
municated to the President on G.O
No 2079 & the 2nd Dec 1903. The
L.R. 375-92
matter was reconsidered by the
Board on the 8th ~~Dec 1903~~ idem
and a resolution passed as
follows

" Two petitions from the ryots
residing at Hirenagalur praying for
the introduction of the enhanced rates
of fines on cattle impounded at
Hirenagalur had been presented
to the Board when they passed their
resolution recommending the en
hanced rates. A petition signed
by 21 ryots was presented again the
day by a deputation of 10 men from
Hirenagalur to the same effect.
The ryots urge that their crops are
damaged by cattle belonging to
Brahmin residents, and that the
introduction of the enhanced r
is absolutely necessary to prote
their crops. It was also represe
to the Board that it is only
Brahmin residents that com
of the enhanced rates. The Bo

on consideration of all the representations put forward are unanimous in the opinion that the introduction of the enhanced rates to Hiremagalur is a necessity and strongly recommend the proposal for the sanction of Government."

The President forwards three petitions received in his office praying for the enhancement of the rates and requests sanction for the Board's proposal on the ground that the enhancement of the rates of price is absolutely necessary to protect the crops of the ryots of the Hiremagalur village

Submitted for orders

Avg
17.12.03

21/12/03

I still think that the exceptional rates should not be introduced. But the opinion of the Md Bd is unanimous. A draft accg to it is submitted for approval.

22/12/3

15048/S. 1-04

The Dewan through the 2nd Councillor

Draft-
Avg 22/12

Agreeing with the Md Board I would sanction the Board's resolution to charge the enhanced rates proposed by the President. I agree to the draft of

1903-04.

209 Office of the President of the Municipalities, Kadur District.
Chikmagalur, 10th September 1903.

From

M. Narain Rao Esquire,
President of the
Municipalities
Kadur District.

To H.V. Nanjundayya Esquire M.A. M.L.
Secretary to the Government of His
Highness the Maharaja of Mysore
Genl and Revenue Departments.

Sir,

Adverting to Government Notification no Sc. 15284 L.T. 375-92 of the 15th March 1894 prescribing the levy of certain rates of fines on cattle seized within certain local areas in this District and impounded under Act VIII of 1892, I have the honor to state that the village and the Municipality of Chikmagalur being included in the Chikmagalur Hobli of the Chikmagalur Taluk, fines on cattle impounded in the pound at Chikmagalur are levied at the special rates authorized in the above-mentioned Notification. The village of Hirimagalur which forms a portion of the Marle Hobli of the Chikmagalur Taluk was recently included in the Municipality of Chikmagalur. The rates of fines in force at the cattle pound at Hirimagalur have been different from those prevailing at Chikmagalur. The levy of two different rates of fines at the two pounds within

Municipal

Municipal limits being injudicious, it formed the subject a discussion at the meeting of the Municipal Board and the Assistant and it was resolved that, as the agriculturists of Hirimagalu and its adjoining villages were in favor of the introduction to the Hirimagalu Pound of the Special rates authorized in the notification of 15th March 1894, Government sanction should be applied for to the cattle pound at Hirimagalu being brought within the operation of the said Notification. I have the honor to request therefore that, under the provisions of para 12 of Cattle Trespass Regulation, you will be so good as to obtain the sanction of Government to the levy of fines as prescribed in Government Notification no 1528 4 of the 13th March 1894 in respect of cattle impounded in the cattle pound at Hirimagalu with effect from 1st October 1903.

L 27-375-7a

A copy of the Municipal Board's resolution no 111 no annexed the subject together with a copy of the Notification under advertance are herewith forwarded for readey reference

I have the honor to be,

Your most obedient servant.

N. Subadar

President of the
Municipality
Kandy

Proceedings of the meeting of the Municipal Board of Chikmagalur Town on Friday the 8th September 1903

III. Read

Yadi No. 25 dated the 19th August 1903 from the President of the Mun. Board Kadur District regarding the rates of fines on cattle impounded at the Hirimagalur Pound

Resolved that it is invidious to levy two different rates for the two pounds within Municipal limits. The agriculturists of Hirimagalur and the adjoining villages of Doddakurubarahalli, Chik-kurubarahalli, Kanchenahalli, Lakshmipura, Nera Gowdanahalli, and Bilekalle are in favor of the introduction of the special rates sanctioned in Government Notification No. 15284 dated 15th March 189. D.7. 375-92 as regards cattle impounded in the Hirimagalur Pound. The Board concur and recommend that Government sanction should be applied for, for the Hirimagalur Pound being brought within the operation of the said Notification

(Sd.) M Narasimha Rao
President

Extract
T. Lockhart
for President

Notification by the Government of
the Maharaja of Mysore

General

No. 15284 - 92. Dated, the 15th March 1894

In exercise of the powers vested in them under the provisions of Regulation No. VIII of 1894 amending the Cattle Trespass Act of 1871, the Government of Mysore are pleased to prescribe the following rules:

Upon cattle seized within the local areas specified in Schedule A annexed hereto and impounded under the Act, there shall be levied fines at the following rates, viz;

	Rs.	As.	P.
1. Elephant	4	"	"
2. Camel or buffalo	1	"	"
3. Horse, mare, gelding, pony, colt, filly, mule, bull, bullock, cow or heifer	"	8	"
4. Calf, ass or pig	"	4	"
5. Ram, ewe, sheep, lamb, goat or kid	"	2	"

2. Within the local areas specified in Schedule A annexed hereto, the provisions of the 1st para of section 26 shall be read as if it had reference to cattle generally and as if the words "Fifty Rupees" were substituted for the words "Ten Rupees", the first part of section 26 thus altered being as follows:—

"Any owner or keeper of cattle who,
"through neglect or otherwise, damages or
"causes or permits to be damaged any
"land or any crop or produce of land or any
"public road, by allowing such cattle to trespass
"thereon shall on conviction before a Magis-
"trate, be liable with fine not exceeding fifty rupees"

Schedule A

1. The whole of the Manjarabad, the Hoblis of Arehalli, Sanivara Santhé and Bikode of the Belur Taluk and the Ponnathpur Hobli of the Hassan Taluk in the Hassan District.

2. The whole of Koppa, and Mudigere Taluks, the Vasthara, Chikmagalur and Bidarad Hoblis of the Chikmagalur Taluk and the Lingadahalli Hobli of the Tarikere Taluk in the District of Kadur

True copy

President
Municipal Boards
Kadur Distt

14 (15)

Read

Letter No 176 of the 10th Sept from the President of the Dunkirk Historical Society requesting to be relieved of the enhanced rates levied upon the same cattle imported by the Agricultural Society at Chautauqua on the ground that the use of two different sets of figures at the said pound where are written the names of the Chautauqua Municipal Divisions

H. 2.

LB 23-03-2

Order thereon No 2079.

LB 375-92

Dupps

Government See

T 23.75

See no objection to two different rates of fines being levied, one at Chikmagalur and the other at Hirenagalur though the latter was, under G. P. No 11367-7 / L 7,151-07 dy the 5th July 1903, included within the Municipal limits of the former, and observe that the rates at the Hirenagalur pound can be enhanced only on the grounds of necessity recognized by law but ~~no~~ not on the consideration that the variation in the rates is invidious. The President is ~~also~~ informed that a petition has also been received at the

1c 7 Feb.

the Government
Office from Naraingarh
and other municipalities
of Hirenagar com-
plaining against the
Boards proposal, and
he is requested to
place the matter
again before the
Board for the
further expression
of their opinion and
submit the same to
Government

2nd Cr and
D.Cwans order

30/11/03

Secretary

A.J 30/11/

To
The President of the
Municipalities in the
Kadur District.

17/ (24)

~~25~~ 2724 dt 27/1/04
LB375-92

LB 23-03-3

Notification

~~L.J.H 92~~ 3.

Under the authority vested in them under proviso to Sec 12 of the Cattle Trespass Regulation VIII of 1892 the Govt of H.H the Maharaja of Mysore are pleased to direct that the village of Hire Nagalur in the Hobli, Chikmagalur Taluk be added to Schedule A annexed to Notification No 15284 of the LB375-92 15th March 1894 prescribing special rules for the levy of fines on cattle impounded under the Act in the areas specified in the Schedule

Abroad 11/04

06576

22.1.04

By order

Secretary

11/2/04

JB 27/1/04

Rg 22/1/04

Y 18 C/o

The Compiler, Mysore
Gazette, for publication

Memo No 2-22
L.T.3915-9

Copy forwarded to
the President of the Malkh
in the Kadur District
herith reference to Dy.
Dis letter No 2923, dtd
10th Dec 1903.

22/12/03

21/12/03